

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The Black & Decker Corporation,

Opposer,

v.

Opposition No. 91156394

Dewert Antriebs-und Systemtechnik
GmbH & Co.KG,

Applicant.

01-13-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

WITHDRAWAL OF OPPOSITION WITH CONSENT

Upon the approval and entry by the Trademark Trial and Appeal Board of the amendment to the identification of goods in application Serial No. 76/392,801, opposer, The Black and Decker Corporation, by its attorneys, hereby withdraws, without prejudice, its Opposition No. 91156394 to application Serial No. 76/392,801, and applicant, Dewert Antriebs-und Systemtechnik GmbH & Co.KG, by its attorney, hereby consents to said withdrawal without prejudice.

Dewert Antriebs-und Systemtechnik
GmbH & Co.KG

Ursula B. Day
Attorney and Counselor at Law
350 Fifth Avenue, Suite 4714
Empire State Building
New York, New York 10118
(212) 904-1815

Attorney for Dewert Antriebs-und
Systemtechnik GmbH & Co.KG

Dated: Jan. 13, 2004

The Black & Decker Corporation

William G. Pecau
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1330 Connecticut Avenue, NW
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Attorneys for The Black & Decker Corporation

Dated: January 13, 2004

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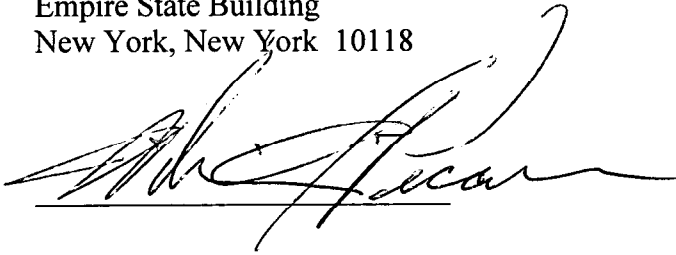
I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to the Assistant Commissioner for Trademarks, BOX TTAB - NO FEE, 2900 Crystal Drive, Room 2B-40, Arlington, Virginia 22202 on this 13th of January, 2004

Herbert S. Casey

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of January 2004, a true and correct copy of the foregoing Withdrawal of Opposition With Consent was sent by first-class mail, postage prepaid, to the following:

Ursula B. Day
Attorney and Counselor at Law
350 Fifth Avenue, Suite 4714
Empire State Building
New York, New York 10118

A handwritten signature in black ink, appearing to read "M. Hecar", is written over a horizontal line.

ttab

STEPTOE & JOHNSON^{LLP}
ATTORNEYS AT LAW

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01-13-2004

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January 13, 2004

BY EXPRESS MAIL No. EL 973398340 US

Trademark Trial and Appeal Board
United Patent and Trademark Office
2900 Crystal Drive, Rm 9B-40
Box TTAB/NO FEE
Arlington, VA 22202-3514

Re: Withdrawal of Opposition with Consent
Opposition No. 91156394
Our Ref.: 14470.0022

Dear Sir or Madam:

On behalf of Opposer The Black & Decker Corporation, please find for filing at the Trademark Trial and Appeal Board ("TTAB") an original and two copies of the Withdrawal of Opposition with Consent of Opposition No. 91156394. The withdrawal is with consent of the opposer and applicant.

Also enclosed is an additional copy of the Withdrawal of Opposition with Consent to be date-stamped and returned in the self-addressed stamped envelope provided

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'William G. Pecau', written over a horizontal line.

William G. Pecau

Enclosures

cc: Ursula B. Day, Esq. (w/encl.)